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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
10 **WESTERN DIVISION**

11 PT MARYGOPS STUDIOS, an
12 Indonesia limited liability company,

13 Plaintiff,

14 vs.

15 AEG PRESENTS LLC, a Delaware
16 limited liability company; and DOES 1
through 20,

17 Defendants.
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Case No.: 2:19-CV-1381

**NOTICE OF REMOVAL FROM
THE SUPERIOR COURT OF THE
STATE OF CALIFORNIA FOR
THE COUNTY OF LOS ANGELES
PURSUANT TO 28 U.S.C. §§
1332(a)(2), 1441(b), AND 1446
(DIVERSITY JURISDICTION)**

1 TO THE CLERK OF THE UNITED STATES DISTRICT COURT FOR THE
2 CENTRAL DISTRICT OF CALIFORNIA:

3 PLEASE TAKE NOTICE that defendant AEG Presents LLC (“AEG”) hereby
4 removes to this Court the state court action described below pursuant to 28 U.S.C. §§
5 1332(a)(2), 1441(b), and 1446.

6 1. On January 17, 2019, plaintiff PT Marygops Studios (“Plaintiff”) filed a
7 Complaint (the “Complaint”) in the Superior Court of the State of California for the
8 County of Los Angeles entitled *PT Marygops Studios v. AEG Presents LLC, et al.*,
9 Case No. 19STCV01691 (the “Action”). Attached hereto are true and correct copies
10 of all of the documents from the Superior Court’s files in the Action, comprised of (a)
11 the Complaint and all of the other process, pleadings, and orders served on AEG in the
12 Action, (b) the proof of service of Summons and Complaint filed on January 29, 2019,
13 and (c) the Answer filed by AEG on February 22, 2019.

14 2. The Complaint names as defendants: (a) AEG Presents LLC; and (b)
15 Does 1 through 20.

16 3. The first date upon which AEG received a copy of the Complaint and the
17 Summons thereon was January 24, 2019, when AEG was served with a copy of such
18 Complaint and Summons by Plaintiff.

19 4. This Notice of Removal is timely under 28 U.S.C. § 1446(b) because it is
20 filed within 30 days of the date that AEG first received the Complaint and the
21 Summons thereon (extending the filing deadline until Monday, February 25, 2019
22 because the 30th day after the date of service fell on a weekend).

23 5. Pursuant to 28 U.S.C. § 1446(d), AEG will promptly: (a) provide
24 Plaintiff with written notice of removal of the Action; and (b) file a copy of this
25 Notice with the Los Angeles Superior Court Clerk.

26 6. This Court has diversity jurisdiction over the Action pursuant to 28
27 U.S.C. § 1332(a)(2) because, as alleged in more detail below: (a) AEG is a citizen of a
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1 state, and Plaintiff is a citizen of a foreign state; and (b) the matter in controversy,
2 exclusive of interest and costs, exceeds \$75,000.

3 7. AEG is a Delaware limited liability company with its principal place of
4 business in Los Angeles, California. For purposes of diversity jurisdiction, the
5 citizenship of a limited liability company is based upon the citizenship of its members,
6 without regard to its principal place of business. AEG's sole member is Anschutz
7 Entertainment Group, Inc., which is, and at all times relevant was, a Colorado
8 corporation with its principal place of business in Los Angeles, California. Thus,
9 AEG is, and at all times relevant was, a citizen of the states of Colorado and
10 California.

11 8. The only other defendants named in the complaint are fictitiously named
12 defendants. According to 28 U.S.C. § 1441(a), for removal purposes, "the citizenship
13 of defendants sued under fictitious names shall be disregarded."

14 9. Plaintiff is an Indonesia limited liability company and is headquartered in
15 Jakarta, Indonesia, *see* Complaint, ¶ 1, and it therefore is a citizen of Indonesia for
16 purposes of diversity jurisdiction.

17 10. The Complaint does not allege a dollar amount being sought by Plaintiff.
18 Instead, the Complaint seeks "general and compensatory damages in an amount
19 according to proof at trial," Prayer to Complaint, ¶ 1, and it alleges that damages are
20 "in an amount in excess of this Court's jurisdiction, to be proved at trial," Complaint,
21 ¶ 22.

22 11. However, in a November 10, 2017 e-mail, N Sreenivasan SC of Straits
23 Law Practice LLC, counsel for Plaintiff in Indonesia, provided Jason Bernstein, in-
24 house counsel for AEG, with a list that itemized \$270,444.44 in Plaintiff's claimed
25 out-of-pocket losses.

26 12. Thus, as of the date that Plaintiff filed its Complaint and as of the date of
27 filing of this Notice of Removal, the matter in controversy exceeded the sum or value
28 of \$75,000, exclusive of interest and costs.

1 13. As alleged above, Plaintiff is, and was at the time it commenced the
2 action, a citizen of Indonesia. *See* Complaint, ¶ 1.

3 14. As alleged above, AEG is, and was at the time Plaintiff commenced the
4 action, a citizen of Colorado and California for purposes of diversity jurisdiction.

5 15. As alleged above, Plaintiff's naming of 20 fictitious "Doe" defendants
6 without identifying their residence has no effect on the diversity analysis in this case.
7 *See* 28 U.S.C. § 1441(a) ("[f]or purposes of removal under this chapter, the citizenship
8 of defendants sued under fictitious names shall be disregarded"); *Cripps v. Life Ins.*
9 *Co. of North America*, 980 F.2d 1261, 1266 (9th Cir. 1992) (acknowledging that "Doe"
10 defendants "shall be disregarded for jurisdictional purposes") (citing Section 1441(a)).

11 16. The United States District Court for the Central District of California,
12 Western Division embraces Los Angeles County, the county in which the Action is
13 now pending. Therefore, this Division of this Court is a proper venue for this Action
14 pursuant to 28 U.S.C. § 84(c)(2) and 1441(a).

15 WHEREFORE, AEG respectfully removes this action from the Superior Court
16 of the State of California for the County of Los Angeles to this Court, pursuant to
17 28 U.S.C. §§ 1441(b) and 1446.

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19 Dated: February 25, 2019

PILLSBURY WINTHROP SHAW
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JEFFREY D. WEXLER

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22 By: /s/ Kathy A. Jorrie
23 Kathy A. Jorrie
24 Attorneys for Defendant
25 AEG Presents LLC
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